MR. K. KUNJUKRISHNA PILLAI (*Quilon*) : May I know what is the degree of improvement snggested ?

PRESIDENT : That is going beyond the question.

MR. K. KUNJUKRISHNA PILLAI (*Quilon*) : It is quite relevant Sir, because the member says that there is slight improvement now in the work of Mr. Oommen.

PRESIDENT : Your last question goes far beyond the main question.

Recovery of process fees for effecting attachment and sale of property for arrears of tax.

180. **MR. S. KRISHNA PILLAI** (*Karunagapalli*) : Will the Government be pleased to state the rate at which costs are realised from defaulting tax-payers for effecting attachment and sale of movable and immovable properties ?

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*) : The required information is given below :—

Items.	*Rate.*
1. Fee for demand (either under Section 7 or Section 23 A of the Regulation) ...	4 chs. per demand.
2. Fee for the distraint and sale of movables—to meet the cost of the labour of the Revenue staff in distraining and selling the movables ...	8 chs. per case.
3. Fee for the attachment and sale of immovables—to meet the cost of labour of the Revenue staff in attaching and selling immovables ...	14 chs. per case.
4. Tom-tom charges—to give due publicity of the intended sale of the property distrained or attached ...	21 chs. per *diem* for the Municipal town of Nagercoil, Trivandrum, Quilon, Alleppey, Kottayam and Parur and for hilly tracts (as defined in the T. S. R.) and 14 chs. per *diem* for other places in the low country. This is to be recovered over and above the rate of 8 chs. or 14 chs., as the case may be, mentioned above.
5. Transport charges, such as hire of boats, carts, head loads, coolies, etc. ...	At the rates prescribed in the *Account Code, Part I.*

MR. S. KRISHNA PILLAI (*Karunagapalli*) : In regard to item (1), may I know for what purpose the demand fee of four chuckrams is realised ? Is it by way of penalty, or for costs incurred by Government?

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MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): It is by way of costs incurred.

MR. S. KRISHNA PILLAI (*Karunagapalli*): Costs incurred for what?

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): For effecting service and also for the writing work.

MR. S. KRISHNA PILLAI (*Karunagapalli*): Which is the staff that serves these notices?

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): The *Pakuthi* staff.

MR. S. KRISHNA PILLAI (*Karunagapalli*): I suppose the *Pakuthi* Officer draws his pay from the treasury; or, is he being remunerated out of the demand notice fees collected from the people?

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): No.

MR. S. KRISHNA PILLAI (*Karunagapalli*): Is it in addition to his other work that he is asked to serve these notices?

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): Yes; he has to attend to a number of other duties also.

MR. S. KRISHNA PILLAI (*Karunagapalli*): I suppose that Government have satisfied that there is no necessity for the appointment of peons specially for the purpose of serving notices.

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): There is absolutely no necessity for appointing special peons.

MR. S. KRISHNA PILLAI (*Karunagapalli*): Is there any other instance in regard to the collection of tax in which fee is realised for the serving of notices?

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): Yes, in the case of default made by the party. This is provided for by the Regulation itself. For the recovery of arrears, we generally realise a fee.

MR. S. KRISHNA PILLAI (*Karunagapalli*): Is there any other instance under the Revenue Recovery Regulation?

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): No.

MR. S. KRISHNA PILLAI (*Karunagapalli*): Will the member please state why this fee is still being levied?

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): It is done under the Regulation. It is open to the member to propose an amendment to the Regulation.

MR. S. KRISHNA PILLAI (*Karunagapalli*): Is there any recommendation from the Dewan Peishkars that this fee should be reduced?

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): I have no information.

MR. S. KRISHNA PILLAI (*Karunagapalli*): With regard to items (2) and (3), will the member be pleased to state why there is so much difference (a difference of 6 chs.) between the fee for the attachment

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and sale of movables and that for immovable properties? May I know why the fee for the attachment of immovables is higher?

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): There is some additional work in the case of the attachment and sale of immovable property.

MR. S. KRISHNA PILLAI (*Karunagapalli*): What is the additional work as compared with the sale of movables?

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): I am sorry I cannot give the information now.

MR. S. KRISHNA PILLAI (*Karunagapalli*): In regard to item (4), will the member be pleased to state whether the amount collected under the head "*tom-tom charges*" is being disbursed every time to the drum-beater? Do the Government take a portion of it and distribute only the balance?

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): Government do not take any portion of it.

MR. S. KRISHNA PILLAI (*Karunagapalli*): Is the whole amount being paid out?

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): It is supposed so.

MR. S. KRISHNA PILLAI (*Karunagapalli*): I am not asking about any supposition or presumption; I am asking about the fact.

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): My information is that the whole money is being paid out.

MR. S. KRISHNA PILLAI (*Karunagapalli*): It does not come into the general revenues of the State at the end of the year?

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): No.

MR. S. KRISHNA PILLAI (*Karunagapalli*): Is it paid only *after* collection or *before* collection?

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): It is meant to be paid then and there.

MR. S. KRISHNA PILLAI (*Karunagapalli*): Is it advanced from the general revenues or is there any special fund for that purpose? I will make my position clearer. If it is paid before collection, it must be advanced from the general funds. Or, it must be paid after collection. I wish to know, in the first place, whether Government take a share in it or pay out the whole sum—I thought the member did not understand my position. That is why I am explaining—Secondly, I want to know whether it is paid immediately after the tom-tom is made, or whether it is paid at the end of the year. From the reports submitted by the various Tahsildars, I believe the member could be able to give that information.

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): I have no information on the specific point now raised.

MR. S. KRISHNA PILLAI (*Karunagapalli*): If it is paid at the end of the year, there is great scope for misappropriation.

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MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): I have not stated that it is paid at the end of the year.

MR. S. KRISHNA PILLAI (*Karunagapalli*): Will the Government be pleased to make enquiries about that?

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): Yes.

MR. S. KRISHNA PILLAI (*Karunagapalli*): Will the member be pleased to state the various items in the "labour of the revenue staff" in regard to the attachment and sale of immovables?

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): Government will call for that information.

MR. S. KRISHNA PILLAI (*Karunagapalli*): In regard to item (5), does the member mean that transport charges, such as hire of boats, carts, head-loads, coolies, etc., are also realised, along with the other dues, from the party; or, are these disbursed out of Government money?

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): They do not exactly form part of the other costs. But, in cases where they are actually incurred, they are also collected.

MR. S. KRISHNA PILLAI (*Karunagapalli*): I believe these are collected from the land owners.

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): Yes.

MR. S. KRISHNA PILLAI (*Karunagapalli*): In regard to item (1), may I know whether the demand fee is per head or whether it is in accordance with the entry in the *Tandaper*? For every entry in the *Tandaper*, is the demand fee of four chuckrams realised; or is it realised only for every individual?

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): A notice is sent to every *Tandaper* holder, and fee is realised for that.

MR. S. KRISHNA PILLAI (*Karunagapalli*): That is to say, if his name finds a place in six places in the *Tandaper*, you will send him six notices and realise six fanams.

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): There will not be six entries *in the same pakuthi* in the case of any one individual. There will be only one *Tandaper* for each individual.

MR. S. KRISHNA PILLAI (*Karunagapalli*): So that, when the transfer of registry is effected all the survey numbers owned by single individual would be brought *together* against his name?

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): Yes.

MR. S. KRISHNA PILLAI (*Karunagapalli*): Is the member aware of the fact that, contrary to this principle, demands are being made unnecessarily from the tenants, on the pretext that for every *patta* a demand fee of 4 chs. must be paid?

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): I am not aware of that.

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MR. S. KRISHNA PILLAI (*Karunagapalli*): Will the Government kindly enquire into that matter?

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): There is no objection to enquire into that question.

MR. S. KRISHNA PILLAI (*Karunagapalli*): Is there a large increase in the amount collected as demand fees? Is there any report about that from the Land Revenue Commissioner?

MR. P. VISVANATHA AYAR (*Ag. Secretary to Government*): Government are not aware of that.

Provertikars and Pakuthi Accountants suspended or dismissed from service in the Agastisvaram taluk during 1104 to 1106.

181. MR. K. NARAYANAPERUMAL NADAR (*Agastisvaram*): Will the Government be pleased to state the number of Provertikars and Pakuthi Accountants suspended or dismissed from service for grave misconduct in 1104, 1105 and 1106 in the Agastisvaram taluk?

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): One Provertikar and one Accountant were suspended and none dismissed during the period in question.

MR. K. NARAYANAPERUMAL NADAR (*Agastisvaram*): Are the Government aware that there is supreme laxity among the Provertikars and Accountants?

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): Government are not aware of that.

MR. K. NARAYANAPERUMAL NADAR (*Agastisvaram*): May I know why one Provertikar and one Accountant were suspended?

MR. P. VISVANATHA AIYAR (*Ag. Secretary to Government*): The information is not now before me.

Establishment of a Magistrate's Court at Tiruvella.

182. MR. M. P. MADHAVAN PILLAI (*Tiruvella*): Will the Government be pleased to state:

(*a*) whether they have received any representation from the inhabitants of Tiruvella about the desirability of having a Magistrate's Court there;

(*b*) if the answer to part (*a*) is in the affirmative, whether they have made any enquiries in the matter and whether they have come to any final decision;

(*c*) the number of cases that were filed in the Chengannur First Class and Third Class Magistrates' Courts in the years 1100 to 1106, both inclusive; and

(*d*) of these, how many were from the jurisdiction of the old Tiruvella Magistrate's Court?

MR. K. GEORGE (*Chief Secretary to Government*): (*a*) Yes.

(*b*) Yes, and the question has not been finally decided.

(*c*) and (*d*) A statement* containing the required information in respect of the Chengannur Division First Class and Stationary Magistrates' Courts is laid on the table.

* *Vide* Appendix V—page 440.

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